

## Exhibit 75

Plaintiffs' Corrected Averment of Jurisdictional Facts and  
Evidence and/or Statement of Facts as to Defendant Al Rajhi Bank  
Pursuant to Rule 56.1

~~TOP SECRET~~



DEPARTMENT OF THE TREASURY  
WASHINGTON, D.C. 20220

(U) FAC No.: SDG-280412

(U) Key No.: SDG/I/06:17

SDG/I/06:18

SDG/I/06:19

(U) MEMORANDUM FOR BARBARA HAMMERLE  
ACTING DIRECTOR  
OFFICE OF FOREIGN ASSETS CONTROL

(U) FROM: MATTHEW A. LEVITT, Ph.D.  
DEPUTY ASSISTANT SECRETARY  
OFFICE OF INTELLIGENCE & ANALYSIS

(U) SUBJECT: Additional Designations Pursuant to E.O. 13224: Dr. Abd Al Hamid Sulaiman AL-MUJIL and International Islamic Relief Organization Philippines and Indonesia Branches

**(U) INTRODUCTION**

(U) On September 23, 2001, President Bush declared a national emergency pursuant to the International Emergency Economic Powers Act (“IEEPA”), and issued Executive Order 13224 (“E.O. 13224” or “the E.O.”) to address grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the September 11, 2001, terrorist attacks in New York, Pennsylvania, and at the Pentagon. The E.O. imposes economic sanctions on, among others, persons who have committed, pose a significant risk of committing, or support terrorism.<sup>A</sup>

<sup>A</sup> (U) The E.O. blocks all property and interests in property in the United States or within the possession or control of a U.S. person or any persons designated under its authority. In addition, it prohibits transactions or dealings by U.S.

Derived by:  
Derived from:  
Declassify on:  
Date of Sources:

~~TOP SECRET~~

~~TOP SECRET~~

(U) President Bush identified, in the Annex to E.O. 13224, as amended by Executive Order 13268 of July 2, 2002, 13 individuals and 16 entities as subject to the economic sanctions. As amended, the E.O. authorizes the Secretary of the Treasury, in consultation with the Secretary of State, the Secretary of Homeland Security, and the Attorney General, to designate persons determined:

- (1) to be owned or controlled by, or to act for or on behalf of, those persons listed in the Annex to the E.O., or those persons determined to be subject to subsections 1(b), 1(c), or 1(d)(i) of the E.O.;
- (2) to assist in, sponsor, or provide financial, material, or technological support for, or financial or other services to or in support of, such acts of terrorism or those persons listed in the Annex to E.O. 13224 or determined to be subject to the E.O.; or
- (3) to be otherwise associated with those persons listed in the Annex, or those persons determined to be subject to subsections 1(b), 1(c), or 1(d)(i) of the E.O.

**(U) IDENTIFIER INFORMATION**

**(U) INDIVIDUAL**

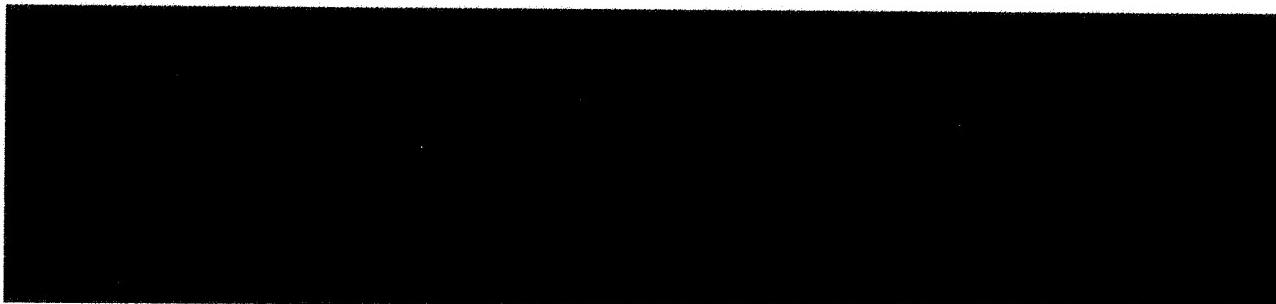
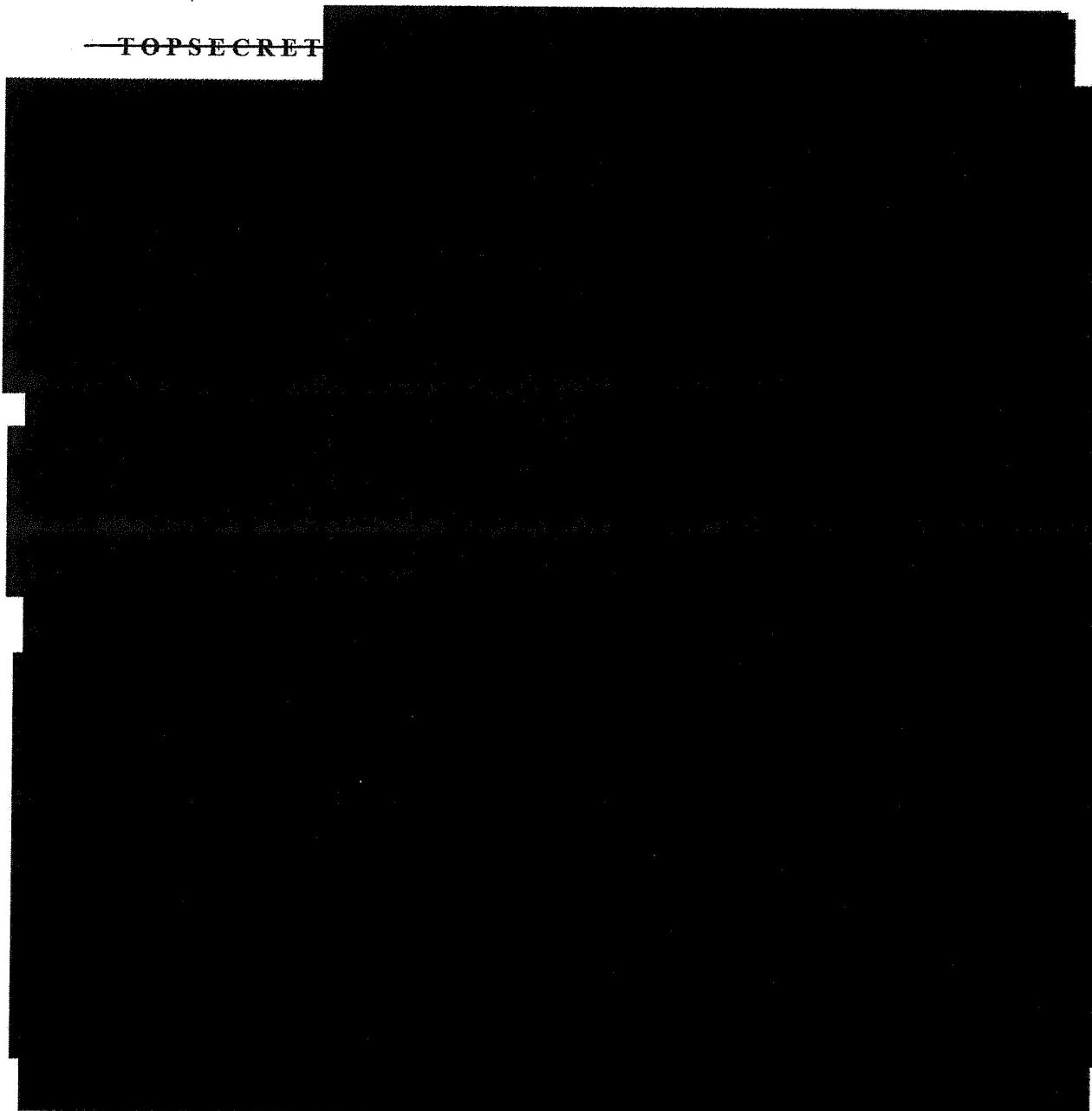
(U)		<b>Abd Al Hamid Sulaiman AL-MUJIL</b> [Exhibit 1, page 1] <sup>1</sup> [Declassified – See Exhibit 57]
(U)	AKA:	Dr. Abd al-Hamid AL-MUJAL [Exhibit 4, para. 3] <sup>2</sup> [Declassified – See Exhibit 57]
(U)	AKA:	Dr. Abd Abdul-Hamid bin Sulaiman AL-MU'JIL [Exhibit 2] <sup>3</sup> [Declassified – See Exhibit 57]
(U)	AKA:	Dr. 'Abd Al-Hamid AL-MU'AJJAL [Exhibit 3, para. 4] <sup>4</sup> [Declassified – See Exhibit 57]
(U)	AKA:	Abd al-Hamid MU'JIL [Exhibit 5, para. 2] <sup>5</sup> [Declassified – See Exhibit 57]
(U)	AKA:	A. S. MUJEL [Exhibit 2, page 5] <sup>6</sup> [Declassified – See Exhibit 57]
(U)	AKA:	Abu Abdallah [Exhibit 7, para. 1] <sup>7</sup> [Declassified – See Exhibit 57]
(U)	DOB:	28 April 1949 [Exhibit 1] <sup>8</sup> [Declassified – See Exhibit 57]
(U)	Nationality:	Saudi Arabia [Exhibit 1] <sup>9</sup> [Declassified – See Exhibit 57]
(U)	Bank Account Information:	Al-Rajhi Banking and Investment Corporation Account No. 30100-001-0006080024608 [Exhibit 2] <sup>10</sup> [Declassified – See Exhibit 57]

---

persons or within the United States in blocked property, including but not limited to the making or receiving of any contribution of funds, goods, or services to or for the benefit of designated persons.

~~TOP SECRET~~

~~TOP SECRET~~



Basilan, Philippines  
Cotabato City, Philippines [Exhibit 10, para. 4]<sup>31</sup>

~~TOP SECRET~~

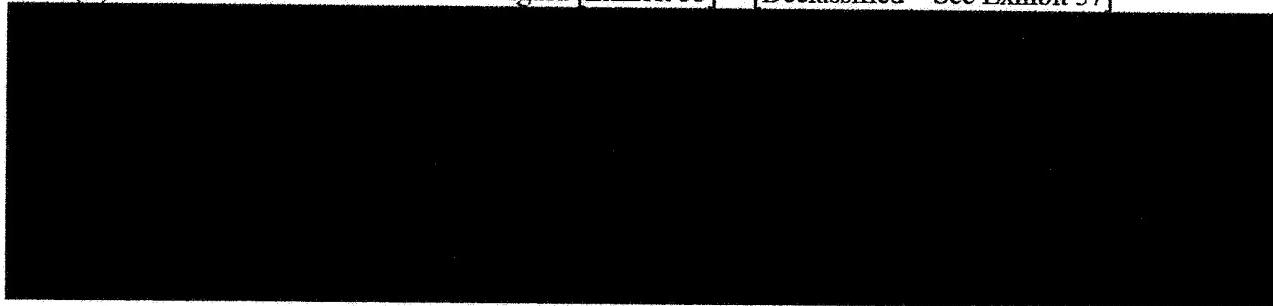
~~TOP SECRET~~



(U)

AKA

Igasa [Exhibit 55]<sup>49</sup> [Declassified – See Exhibit 57]



~~TOP SECRET~~



~~TOP SECRET~~

-(S)

## Bank Account Information:

Bank IFI Sudirman Branch  
 Indonesian Rupiah Account No. 0601001403 [Exhibit 13, para. 1]<sup>53</sup>  
 U.S. Dollar Account No. 0601001411 [Exhibit 13, para. 1]<sup>54</sup>

-(S)

BASES FOR DESIGNATION OF INDIVIDUAL AND TWO ENTITIES (organized as follows):

- A. Background Information on IIRO
- B. Bases for Designation of Dr. 'Abd Al-Hamid Al Mujil;
- C. Bases for Designation of the IIRO Philippine Branch [IIRO-PHL]; and
- D. Bases for Designation of the IIRO Indonesia Branch [IIRO-IDN]

## (U) A. Background Information

-(S) The International Islamic Relief Organization [IIRO], which is headquartered in Jeddah, Saudi Arabia and maintains numerous branch offices, is one of the primary non-governmental organizations [NGOs] active worldwide associated with and providing financial, material and logistical support to designated terrorist organizations, including al Qaida and UBL, [Exhibit 14, para 2; Exhibit 15, para. 1; Exhibit 17, para. 5; Exhibit 18, para. 1; Exhibit 19, para. 3]<sup>55</sup> the Taliban, [Exhibit 20]<sup>56</sup> and Hamas, [Exhibit 21, para. 4A; Exhibit 23, para. 1]<sup>57</sup> as well as al Qaida affiliates, *inter alia*, the Abu Sayyaf Group (ASG), [Exhibit 59, para. 6; Exhibit 10, para. 8; Exhibit 17, paras. 2, 3; Exhibit 28, para. 2D]<sup>58</sup> Jemaah Islamiyah (JI), [Exhibit 29; Exhibit 31, para. 1, 3, 4]<sup>59</sup> and Al Ittihad Al Islamiya (AJAI) [Exhibit 33, para. 2,3; Exhibit 34, para. 1E].<sup>60</sup> The IIRO's parent organization is the Muslim World League [MWL], also headquartered in Saudi Arabia. [Exhibit 35]<sup>61</sup>

-(S)

According to the IIRO web site, the IIRO was established in 1978 as a humanitarian NGO. As of April/May 2006, IIRO had more than 100 offices in Saudi Arabia and at least twenty-four countries.<sup>B C</sup> According to its web site, the IIRO seeks to serve the victims of natural disasters and wars, and its programs include the provision of medical, educational and social support to those in need.[Exhibit 36]<sup>62</sup>

with its official activities to support Muslims in need, the IIRO provides assistance to radical Islamic movements. [Exhibit 16, para. 5A, 6B]<sup>63</sup> Indeed, IIRO's support for terrorist organizations began in the early 1990s and continues through to at least the first half of 2006, as discussed below.

-(S)

Evidence presented in this memorandum and related exhibits provides reason to believe that IIRO official Dr. 'Abd Al-Hamid AL-MUJIL, the IIRO-Philippines branch [IIRO-PHL],

B (S)

The IIRO had 18 offices throughout Saudi Arabia as of May 2005. [Exhibit 24, para. 3B]

C

(U) As of June 2006, the IIRO web site listed international IIRO branch offices in the following countries: Jordan, Indonesia, Pakistan, Bangladesh, Thailand, Azerbaijan, Sri Lanka, Philippines, "Kurdistan," Yemen, Ethiopia, Uganda, Chad, Tanzania, Djibouti, Somalia, Senegal, Sudan, Kenya, Mali, Egypt, Nigeria, Albania, Kosovo, and Bosnia-Herzegovina. [Exhibit 39]

~~TOP SECRET~~

~~TOP SECRET~~

and the IIRO-Indonesia branch [IIRO-IND] meet the criteria for designation as set forth in E.O. 13224, based on their support for al Qaida, JI, and/or the ASG.

(U) **Jemaah Islamiyah [JI]<sup>D</sup>** is an al Qaida-linked<sup>E</sup> terrorist group with cells operating in several countries in Southeast Asia. It was founded in 1993 with the ultimate goal of establishing, through violent jihad, a pan-Islamic caliphate in Southeast Asia. JI was designated as a Specially Designated Global Terrorist (SDGT) pursuant to E.O. 13224 on October 23, 2002.

(U) The **Abu Sayyaf Group [ASG]** is the most violent of the separatist groups operating in the Southern Philippines and was designated as an SDGT pursuant to E.O. 13224 on September 24, 2001. It was formed in the early 1990s and received support and seed money from al Qaida.

—(S) **B. Bases for Designation of Dr. 'Abd Al-Hamid AL-MUJIL**

(U) **1. Introduction**

—(TS) **Dr. 'Abd Al-Hamid AL-MUJIL [AL-MUJIL]** has served as director of the IIRO [IIRO-EP] since at least April 2004.

[Exhibit 2, page 2]<sup>64 F</sup>

as of June 2006, he was listed as IIRO-EP's Executive Director on the IIRO web site. [Exhibit 39]<sup>66</sup> According to diplomatic reporting in May 2006, AL-MUJIL was identified as employed by IIRO-EP. [Exhibit 69, para. 3]<sup>67</sup> As discussed below, AL-MUJIL has provided support to terrorist organizations including ASG and JI.

—(S) In January 2006, Saudi Brigadier General Khalid Al-Humeidan conveyed that AL-MUJIL might be a good U.N. 1267 joint terrorist designation target, as the Saudi Ministry of Interior [MOI] was actively pursuing a fraud and terrorist finance investigation of AL-MUJIL. [Exhibit 68, para. 5]<sup>68</sup> On April 28, 2006, the Saudi MOI reported that AL-MUJIL was in custody as of the night before, and that he would be under interrogation for the next 48 hours. [Exhibit 69, paras. 2, 3]<sup>69</sup>

—(S) **2. AL-MUJIL Provides Financial Support to al Qaida, JI, and the ASG**

—(S) AL-MUJIL has a long history of providing support to terrorist groups. AL-MUJIL provided donor funds directly to al Qaida, particularly for Islamic fighters, according to a report

<sup>D</sup> (U) Names appearing in bold in this document are either Specially Designated Global Terrorists (SDGTs) pursuant to E.O. 13224 or, in the case of the IIRO-Philippines and IIRO-Indonesia branches and AL-MUJIL, proposed for designation.

<sup>E</sup> (U) Al Qaida was designated as an SDGT pursuant to E.O. 13224 on September 24, 2001.

~~TOP SECRET~~

~~TOP SECRET~~

—(S) In the late 1990s, AL-MUJIL provided direct financial assistance to ASG leaders Abdurajak Janjalani and Ustadz Ibrahim Ali [Ali] via ASG supporter, Mahmoud Abd Al-Jalil Afif [Exhibit 56]<sup>761</sup>

—(S) 3. AL-MUJIL is Associated with a

~~TOP SECRET~~

~~TOP SECRET~~~~(TS~~

#### **4. AL-MUJIL Asserts Control Over IIRO Southeast Asia Branches**

~~(TS~~

IIRO-EP's **AL-MUJIL** reportedly has exercised decision-making authority over a number of IIRO offices, including **IIRO-PHL**, **IIRO-IND**, proposed for designation herein, and IIRO's Thailand branch [IIRO-THA]. [Exhibit 2, page 2]<sup>83</sup> These offices supported by **AL-MUJIL** are implicated in supporting the ASG and/or JI. [Exhibit 31, paras. 1, 3, 4; Exhibit 29; Exhibit 58, paras. 2, 3; Exhibit 59, para. 6; Exhibit 10, para. 9]<sup>84</sup> In line with **AL-MUJIL**'s decision-making responsibilities, in February 2006, IIRO-EP's **AL-MUJIL** planned to visit Thailand in order to inspect IIRO-THA, [REDACTED] [Exhibit 45]<sup>85</sup> In addition, **AL-MUJIL** often "adjudicated" (possibly meaning authorized) payment transfers, mosque and well construction, school curricula and orphan care programs for these branches, [REDACTED] in January 2006. [Exhibit 2]<sup>86</sup>

~~(TS~~

#### **5. Other Information: AL-MUJIL's Continued Support for IIRO-PHL and IIRO-IND Activities**

~~(TS~~

[REDACTED]

in February 2006 **AL-MUJIL** appeared set to [REDACTED] and to courier funds to cover [REDACTED] [REDACTED] an individual based in Thailand [REDACTED] received in the amount of 5,837,518 Thai Baht (USD 147,600) for the Yala Islamic College. [Exhibit 54]<sup>90</sup> K An IIRO Thailand branch office is located on the campus of the Yala Islamic College. [Exhibit 25, para. 1]<sup>91</sup>

#### **(U) CONCLUSION**

~~(S~~

Based on the foregoing information, there is reason to believe DR. 'Abd Al-Hamid **AL-MUJIL** [**AL-MUJIL**] meets the criteria for designation under Executive Order 13224 for the following reasons:

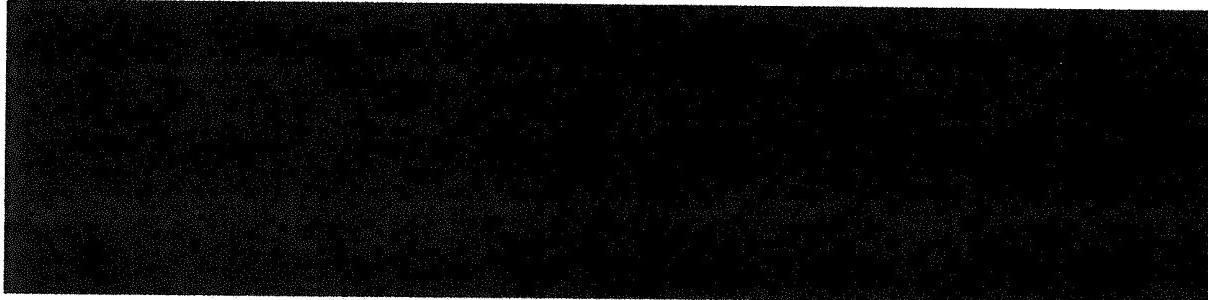
- By providing donor funds to **al Qaida**, **AL-MUJIL** assists in, sponsors, or provides financial or material support for, or financial or other services to or in support of **al Qaida**, an entity listed on the Annex to E.O. 13224.

K

~~TOP SECRET~~

~~TOP SECRET~~

- By providing financial support to the ASG and its leaders, **AL-MUJIL** assists in, sponsors, or provides financial or material support for, or financial or other services to or in support of the ASG, an entity listed on the Annex to E.O. 13224.



- By maintaining relations with UBL, **AL-MUJIL** is otherwise associated with UBL, a person listed in the Annex to E.O. 13224.
- By maintaining relations with KSM, **AL-MUJIL** is otherwise associated with KSM, a person listed in the Annex to E.O. 13224.

~~(S)~~ C. Bases for Designation of the IIRO Philippines Branch [IIRO-PHL]

(U) 1. Background on Al Qaida control of IIRO-PHL

~~(TS)~~ The Philippine branch of the **IIRO [IIRO-PHL]** was founded some time in the early 1990s by UBL's brother-in-law and senior al Qaida member Muhammad Jamal Khalifah [Khalifah],<sup>L</sup> [Exhibit 71, para. 2; Exhibit 72, para. 1; Exhibit 73; Exhibit 74, paras. 1, 2, 3; Exhibit 28, para. 2D; Exhibit 10, para. 4]<sup>92</sup> While working as the director of **IIRO-PHL**, Khalifah maintained close relations with UBL and al Qaida and has maintained close ties to senior al Qaida figures Abdullah Azzam and Abdulhassan al-Midani a.k.a. **Wa'el Hamza Julaidan**,<sup>M</sup> a long-time senior official of the IIRO (and the Muslim World League). [Exhibit 60, para. 1B; Exhibit 75; Exhibit 76, page 3]<sup>93</sup> Khalifah came to the Philippines from Afghanistan to establish the IIRO office there at the suggestion and facilitation of Julaidan. [Exhibit 60, para. 1B]<sup>94</sup>

~~(TS)~~ Khalifah also maintained ties to ASG officials while in the Philippines. [Redacted]

~~(S)~~ was associated with various Islamic organizations, charitable organizations and business institutions in the Philippines funded by UBL. [Exhibit 74, paras. 6, 8]

[Redacted] Exhibit 74, paras. 3, 4; Exhibit 111, para. 6]

(U) Wa'el Hamza Julaidan was designated as an SDGT pursuant to E.O. 13224 on September 6, 2002.

~~TOP SECRET~~

~~TOP SECRET~~

(TS)

As of 2003,

[REDACTED] and reportedly was in charge of real estate and building affairs for another Saudi-based NGO affiliated with Khalifah and the ASG. [Exhibit 98, para. 4; Exhibit 46, paras. 1, 3, Exhibit 47]<sup>99</sup>

-(S) As of 2005, the IIRO-PHL maintained offices in Manila and in various cities in the Mindanao region of the Philippines. [Exhibit 8, para. 2; Exhibit 58, para. 2; Exhibit 61, para. 9]<sup>100</sup>

-(S) **2. IIRO-PHL Senior Official Provided Support for Recent ASG Terrorist Attack**

(TS)

This bombing killed

three people and wounded 41. [Exhibit 85]

-(S) **3. IIRO-PHL Provides Financial and Material Support to ASG**

(S)

Mheng had

<sup>N</sup> (U) Raddulan Sahiron was designated as an SDGT pursuant to E.O. 13224 on November 30, 2005.

~~TOP SECRET~~

~~TOP SECRET~~

[REDACTED]

According to July 2004 Department of Defense reporting, IIRO was believed to have built safe houses [REDACTED] in the Southern Philippines for extremists transiting to and from Indonesia. The IIRO also provided documentation and other aid to assist these extremists. [Exhibit 93, para. C]<sup>115</sup>

[REDACTED]

(possibly meaning authorized payment transfers, mosque and well construction, school curricula and health care programs for these branches,<sup>116</sup> [REDACTED] in January

[REDACTED]

~~TOP SECRET~~

~~TOP SECRET~~

According to the Umog interrogation report, **IIRO-PHL**, under the direction of Khalifah, also sent **ASG** and MILF members to Afghanistan to train with the “mujahidin.” Khalifah stated that he wanted the **ASG** and the MILF to train together to establish alliances among the groups. [Exhibit 10, paras. 9, 10; Exhibit 92]<sup>118</sup>

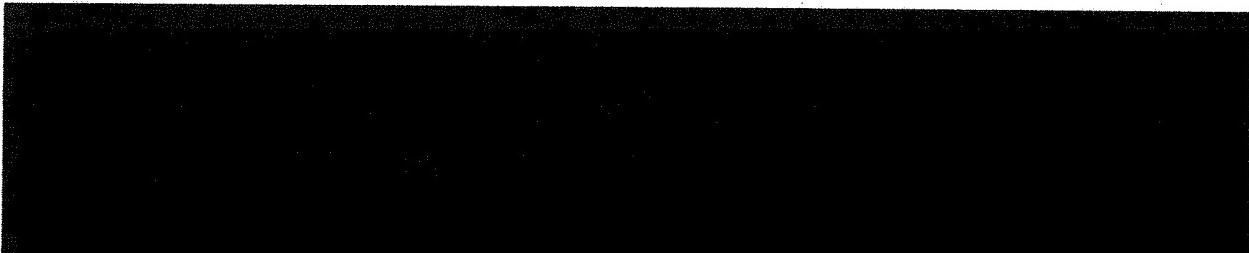
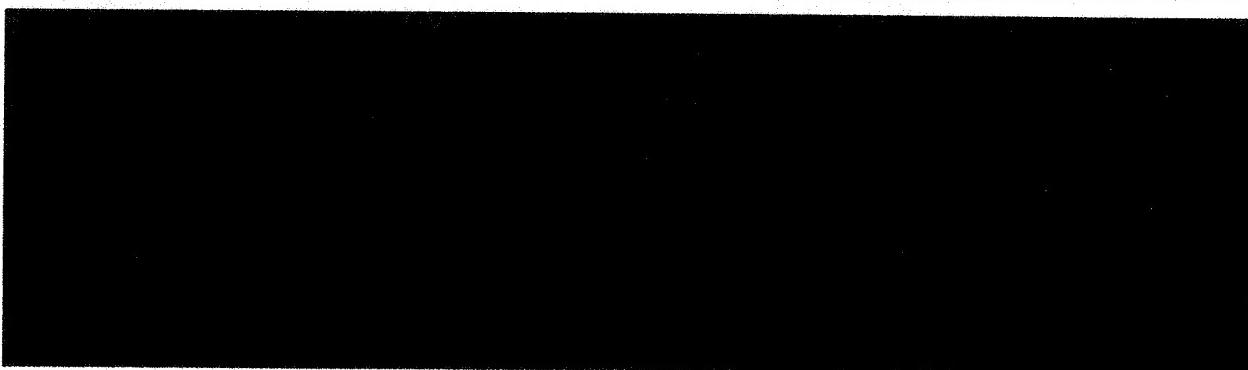
#### (U) CONCLUSION

— (S) Based on the foregoing information, there is reason to believe that **IIRO-PHL** meets the criteria for designation under Executive Order 13224 for the following reasons:

- By providing financing and training to **ASG**, **IIRO-PHL** assists in, sponsors, or provides financial, material, or technological support for, or financial or other services to or in support of **ASG**, an entity listed on the Annex to E.O. 13224.
- By serving as a conduit for funds from **UBL** to the **ASG** in the Philippines, **IIRO-PHL** acts for or on behalf of, or assists in, sponsors, or provides financial or material support for, or financial or other services to or in support of **UBL**, an individual listed on the Annex to E.O. 13224.
- As an entity over which **AL-MUJIL** exercises decision-making authority, **IIRO-PHL** acts for or on behalf of **AL-MUJIL**, an individual proposed for designation herein under E.O. 13224.

— (S) **D. Bases for Designation of the IIRO Indonesia Branch [IIRO-IND]**

— (S) **1. IIRO-IND Support for JI**

<sup>Q</sup> Jamal was the director of the **IIRO-IND** from 2001 until mid-to-late 2004. [Exhibit 103, para. 4; Exhibit 12, para. 1; Exhibit 66, para. 2]

According to the **IIRO** website, as of May 2006, Fahd Muhammad Al-Harbi was listed as the director of **IIRO-IND**. [Exhibit 104]

~~TOP SECRET~~

~~TOP SECRET~~

—(S) 2. IIRO-IND Support for al Qaida

—(TS) 3. IIRO-IND Acts for or on Behalf of AL-MUJIL

—(TS) IIRO-EP's AL-MUJIL reportedly has decision-making authority over a number of offices in Southeast Asia, including IIRO-IND. AL-MUJIL often "adjudicates" (possibly meaning authorizes) payment transfers, mosque and well construction, school curricula and orphan care programs for these branches. [redacted] in January 2006. [Exhibit 2]<sup>125</sup>

**(U) CONCLUSION**

—(S) Based on the foregoing information, there is reason to believe that IIRO-IND meets the criteria for designation under Executive Order 13224 for the following reasons:

- By financing JI and organizations associated with JI, IIRO-IND assists in, sponsors, or provides financial or material support for, or financial or other services to or in support of JI, an entity listed on the Annex to E.O. 13224.
- As an entity over which AL-MUJIL maintains decision-making authority, IIRO-IND acts for or on behalf of AL-MUJIL, an individual proposed for designation herein under E.O. 13224.
- By financing the creation of training facilities to be used by al Qaida associates in Indonesia, IIRO-IND assists in, sponsors, or provides financial or material support for, or financial or other services to or in support of al Qaida, an entity listed on the Annex to E.O. 13224.

R (U) Abu Bakar Ba'asyir was designated as an SDGT pursuant to E.O. 13224 on April 13, 2006.  
S [redacted]

~~TOP SECRET~~

~~TOP SECRET~~

(U) EXHIBIT LIST

Exhibit 20 "Two Muslim Charities Under Scrutiny; Saudi-Funded Groups Deny Ties to Terrorist Networks but Cite Vulnerability," WASH. POST, Sept. 30, 2001, para.10

(U)

Exhibit 35 FINANCIAL TIMES INFORMATION, GLOBAL NEWS WIRE, "Saudi Arabia: MWL Chief Meets with Senior Jordanian Official", May 25, 2003  
Exhibit 36 <http://web.archive.org/web/20011214224506/www.arab.net/iiro>

14

~~TOP SECRET~~

~~TOP SECRET~~



Exhibit 67 Burnett, et al. v. Al Baraka Investment & Dev. Corp., et al., CIV 02-1616 (filed Aug. 14, 2002,

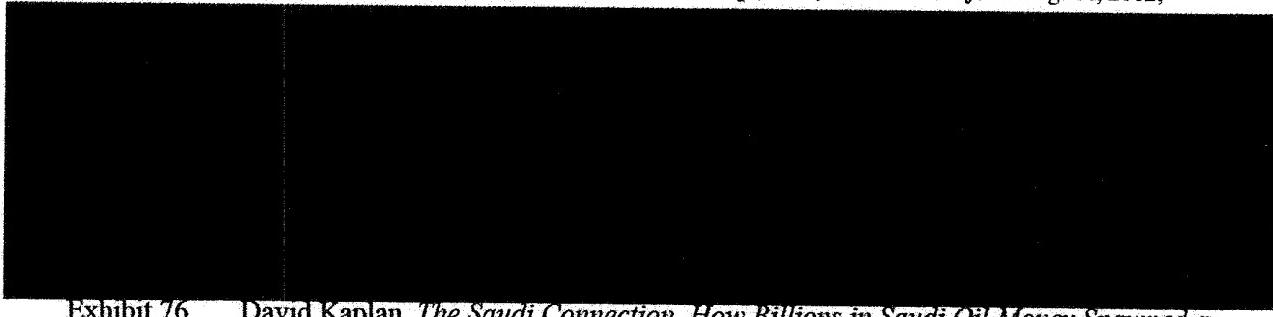


Exhibit 76 David Kaplan, *The Saudi Connection, How Billions in Saudi Oil Money Spawned a Global Terrorist Movement*, U.S. NEWS & WORLD REPORT (Dec. 15, 2003) at 3, (U).

~~TOP SECRET~~



~~TOP SECRET~~

<http://www.mroosa.org/web/offices.php>

(part of exhibit).

~~TOP SECRET~~

~~TOP SECRET~~

(U) ENDNOTES

<sup>13</sup> Exhibit 67 Burnett, et al. v. Al Baraka Investment & Dev. Corp., et al., CIV 02-1616 (*filed Aug. 14, 2002, D.D.C.*)

<sup>14</sup> Exhibit 67 Burnett, et al. v. Al Baraka Investment & Dev. Corp., et al., CIV 02-1616 (*filed Aug. 14, 2002, D.D.C.*)

<sup>20</sup> Exhibit 26 Mark P. Denbeaux & Joshua Denbeaux, Second Report on the Guantanamo Detainees, Seton Hall University School of Law, at 11.

<sup>25</sup> Exhibit 106 *Government's Evidentiary Proffer*, U.S. v. Amaout, No. 02 CR 892, (U.S. N.D. Ill).

<sup>35</sup> Exhibit 67 Burnett, et al. v. Al Baraka Investment & Dev. Corp., et al., CIV 02-1616 (*filed Aug. 14, 2002, D.D.C.*)

<sup>36</sup> Exhibit 67 Burnett, et al. v. Al Baraka Investment & Dev. Corp., et al., CIV 02-1616 (*filed Aug. 14, 2002, D.D.C.*)

~~TOP SECRET~~

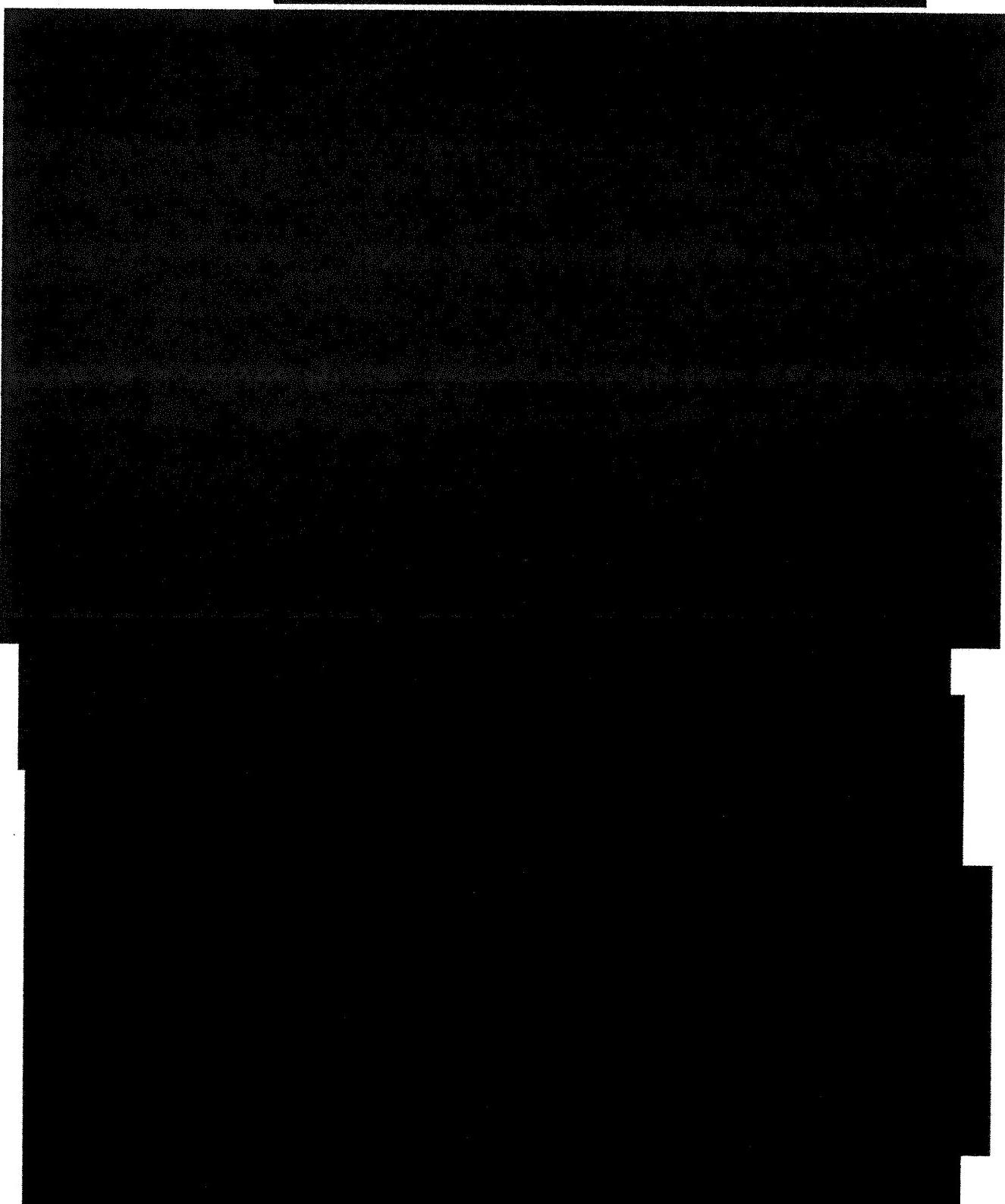
~~TOP SECRET~~

<http://web.archive.org/web/20011214224506/www.arab.net/info>.  
14 Dec 2001

18

~~TOP SECRET~~

~~TOP SECRET~~

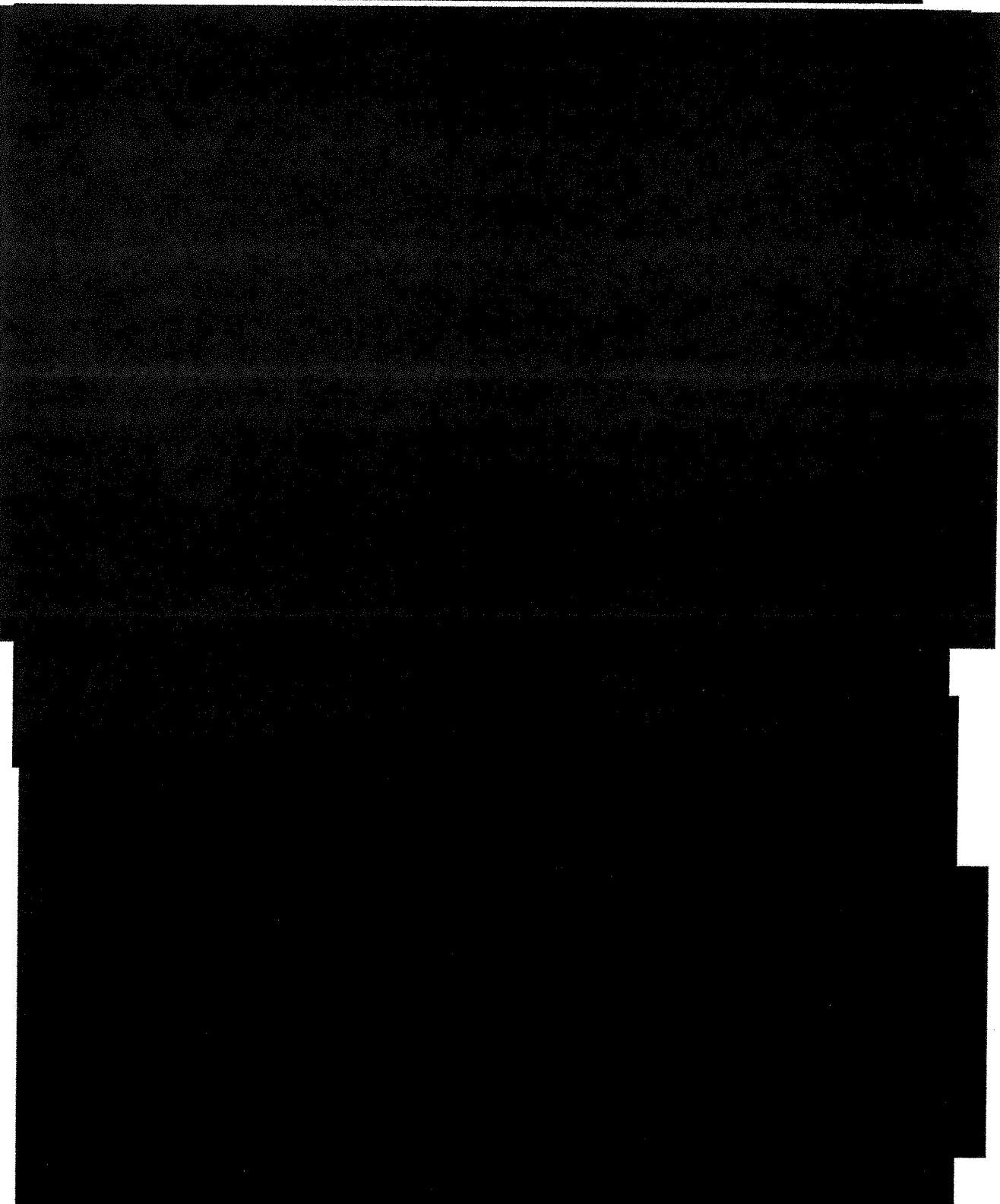


~~TOP SECRET~~



19

~~TOP SECRET~~



~~TOP SECRET~~



20